



B/11fw

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re patent application of

Cyril Cabral, Jr.

Serial No.: 09/902,483

Group Art Unit: 2813

Filing Date: July 11, 2001

Examiner: Erik J. Kielin

For: SELF-ALIGNED SILICIDE (SALICIDE) PROCESS FOR LOW RESISTIVITY
CONTACTS TO THIN FILM SILICON-ON-INSULATOR AND BULK MOSFETS
AND FOR SHALLOW JUNCTIONS

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

COMMENTS ON STATEMENT OF REASONS FOR ALLOWANCE

Sir:

A Notice of Allowance was issued on October 13, 2004, indicating in the Examiner's Statement of Reasons for Allowance that the rejection of the claims over Maa in view of Cabral is withdrawn. While the Examiner goes on to qualify his allowance of the claims with voluminous remarks, Applicant submits that the Examiner issued the Notice of Allowance because the claimed invention is neither taught nor suggested by the prior art of record, either alone or in combination. Lastly, while the undersigned notes the Examiner's comments and speculation on what is and what is not entitled to the doctrine of equivalents, this is traditionally (and best) left for the realm of the courts to decide and not the Patent Office.

Respectfully submitted,

Sean M. McGinn

Registration No.: 34,386

Date:

11/3/04

McGinn & Gibb, PLLC

Intellectual Property Law

8321 Old Courthouse Road, Suite 200

Vienna, Virginia 22182-3817

(703) 761-4100

Customer No. 21254